

Adopted	Rejected
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## COMMITTEE REPORT

YES:	11
NO:	0

### MR. SPEAKER:

*Your Committee on Public Health, to which was referred Senate Bill 57, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT to amend the Indiana Code concerning
- 3 human services.
- 4 Page 1, between the enacting clause and line 1, begin a new
- 5 paragraph and insert:
- 6 "SECTION 1. IC 12-10-15-14 IS AMENDED TO READ AS
- 7 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 14. (a) The director
- 8 shall adopt rules under IC 4-22-2 necessary to carry out this chapter.
- 9 (b) The director shall adopt rules concerning the following:
- 10 (1) Procedures for the posting of notices at housing with
- 11 services establishments, area agencies on aging, and centers
- 12 for independent living (as defined by IC 12-12-8-1) that advise
- 13 residents of their rights under this chapter.
- 14 (2) Procedures for residents and their representatives to file

1           complaints with the director concerning violations of this  
2           chapter.

3           SECTION 2. IC 12-10-15-15 IS ADDED TO THE INDIANA  
4           CODE AS A NEW SECTION TO READ AS FOLLOWS  
5           [EFFECTIVE JULY 1, 2003]: **Sec. 15. (a) The director shall enforce**  
6           **this chapter.**

7           **(b) The director may impose a penalty of not less than one**  
8           **hundred dollars (\$100) but not more than one thousand dollars**  
9           **(\$1,000) for each day of violation of this chapter. However, the**  
10          **total penalty for each violation may not exceed ten thousand**  
11          **dollars (\$10,000).**

12          **(c) If the director determines that a housing with services**  
13          **establishment has had substantial and repeated violations of this**  
14          **chapter, the director may prohibit a housing with services**  
15          **establishment from using the term "assisted living" to describe the**  
16          **housing with services establishment's services and operations to the**  
17          **public.**

18          **(d) If the director determines that an operator or administrator**  
19          **of a housing with services establishment has intentionally violated**  
20          **this chapter or has made fraudulent and material**  
21          **misrepresentations to a resident, the director may request the**  
22          **attorney general to investigate and take appropriate action against**  
23          **the operator or administrator.**

24          **(e) Penalties collected under this section shall be deposited in the**  
25          **state general fund."**

26          Renumber all SECTIONS consecutively.

(Reference is to SB 57 as printed January 16, 2003.)

**and when so amended that said bill do pass.**

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Representative Brown C